IN THE UNITED STATES PATENT AND TRADEMARK OPPICE

In re application of

: Before the Examiner:

Scott J. Broussard

Laurel E. Leslore

Serial No.: 10/042,045 Confirm Number: 4455 : Group Art Unit: 2673

Filed: 01/08/2002

Title: DETERMINING A MINIMUM

: Intellectual Property Law Department International Business Machines Corp.

SIZE OF PRESENTATION DATA

11400 Burnet Road

Austin, Texas 78758

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent Office at facsimile number 703-872-9306 and to the attention of Examiner Laurel E. Leflore on September 28, 2004.

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Beverly Winfield

Signature

SEP 2 8 2004

TRANSMITTAL OF APPELLANT'S BRIEF UNDER 37CFR 1.192(a)

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Attached is Appelants'Brief, from a decision of the Examiner Laurel E. LeFlore dated May 4, 2004, finally rejecting Claims 1-20.

Please charge Deposit Account No. 09-0447 in the amount of \$330.00.

The Commissioner is hereby authorized to charge any additional fee, which may be required or credit any overpayment to Deposit Account No. 09-0447. A duplicate copy of this document is included.

Respectfully submitted,

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PAGE 2/20* RCVD AT 9/28/2004 1:33:46 PM [Eastern Daylight Time]* SVR:USPTO-EFXRF-1/3* DNIS:8729306 * CSID-812 823 1036 * DURATION (mm-ss):06-22

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